

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services-Treasuries and Accounts Department-Sri.M.Sachindra Babu, Junior Accountant, Sub Treasury, Yerragondapalem, Prakasham District-Removed from service on the ground of submission of fake certificate of Typewriting Higher Grade in English – Revision petition-Punishment of removal from service modified to that of reversion to lower post i.e. Shroff-Orders-Issued.

FINANCE (ADMN-III) DEPARTMENT

G.O.Rt.No. 4306

Dated:07-12-2009

Read the following:

- 1.Procg.No.A1/985/05, dt.13.4.06 of the DD, DT, Ongole, Prakasham Dist
- 2.Appeal Petition dt.1.9.06 of the individual to the DTA, AP, Hyderabad
- 3.Procg.No.K(1)4/14405/06, dt.21.2.07 of the DTA, AP, Hyderabad
- 4.Review Petition dt.16.09.09 of the individual
- 5.Lr.No.K(I)4/6732/2008, dt.02.12.2008 of the DTA, AP, Hyderabad

ORDER:

Sri M.Sachindra Babu, Junior Accountant, Sub Treasury, Y-Palem, Prakasham District, was appointed on compassionate grounds on medical invalidation of his father. His services were regularized with effect from 18.09.2000 and he was declared to have satisfactorily completed his probation with effect from 17.09.2002 AN. While so, on seeing news paper reports that certain Typewriting Institutes in the district issued bogus Certificates, the Deputy Director, District Treasury, Ongole referred the Certificate of Shi M.S.Babu in Typewriting Higher Grade in English, to the Board of Technical Education and Training, Hyderabad. The Technical Board in their letter No.SBTET/TE-03/Ver./53/2005, dt.09.02.2005 informed that the pass certificate of Typewriting Higher Grade in English with Regd.No.331109, dt.July, 1995 at Giddalur Center in respect of Sri M.Sachindra Babu was verified and found it as a fully tampered one and not genuine. Thereby, the Deputy Director, District Treasury, Ongole initiated disciplinary action against the petitioner. After following due procedure, the individual was awarded the punishment of removal from service by the Deputy Director, District Treasury, Ongole.

2. Aggrieved by that punishment, the Petitioner preferred an appeal petition to the DTA i.e. Appellant Authority. After its examination, the Appellate Authority rejected the appeal petition in the reference 3rd cited, as the individual could not acquire the said qualification afresh, at that time.

3. In the reference 4th cited, Sri M.Sachindra Babu, Junior Accountant,(removed from service) Sub Treasury, Yerragondapalem Prakasham District has preferred review petition to Government through the DTA, and the DTA has forwarded the same to the Government, stating that, in this case the Review Petitioner Sri M.Sachindra Babu submitted his appeal petition to the DTA belatedly after a lapse of more than one year 5 months and the circumstances under which the appeal of Sri P.Nageswara Rao was considered were also not found in this case as he did not qualify even by the time of his preferring of appeal petition. He obtained Typewriting Higher qualification subsequently in February, 2008. Therefore, the appeal was rejected vide DTA Proceedings.No.K(I)4/14405/2006, dt.21.02.2007.

4. Sri M.Sachindra Babu, Junior Accountant, Sub Treasury, Y-Palem, Prakasham District, in his review petition dated.16.09.2008 has stated that he appeared for Type Writing Higher Grade in English in the year 1995, whereas he was appointed as Junior Accountant, on compassionate grounds in the year 2000 and therefore, no need to produce bogus certificate. He was not aware about fakeness of certificate and the then Deputy Director had accepted it as valid one. The department should have taken up verification immediately after appointment as Junior Accountant on 18.09.2000. He quoted Judgment of Hon'ble Supreme Court of India in support of his continuity and pleaded that he can not be found fault with fake certificate. A candidate by name Sri P.Nageswara Rao placed in similar circumstances has been allowed to continue in

service. He now passed Higher Grade Typewriting in English and the qualification dispensed with in G.O.Ms.No.268, Finance (Admn-III) Department, dt.27.10.2007.

5. Government after careful examination of the matter, observe that normally individuals join in private Typewriting Institutes, recognized by the Board of Technical Education, for learning Typewriting/Shorthand. They submit their application to the Board of Technical Education, through the Typewriting Institute in which they are learning typewriting. The Board of Technical Education conducts the examination in certain selected Centers. After results are announced, the certificates will be sent to the Typewriting Institutes, through which the candidate forwarded his application. As the Certificates are distributed through such recognized Type Institute, it is difficult to establish whether or not the candidate is aware of the fake certificate given by the Institute. He was issued fake Typewriting Pass Certificate in the year 1995 and he was appointed to the post of Junior Accountant in the year 2000. His subsequent acquisition of Typewriting qualification was 2008. Therefore, as on the date of his appointment in the year 2000, he was not qualified for post of Junior Accountant. Similarly, as on the date of his removal from service (13.04.2006) also he was not qualified in the Typewriting Examination. He acquired his Typewriting qualification in 2008. Hence, the proposal of the DTA, AP, Hyderabad to consider the request of Sri M.Sachindra Babu, Junior Accountant (removed from service), Sub Treasury, Yerragondapalem, Prakasham District, to review the punishment of removing him from service w.e.f.13.04.2006 imposed on him is accepted and the Government have decided to modified the said punishment and accordingly modified to that of reversion to the post of Shroff (subject to availability of vacancy or be creating a supernumary post since his appointment was on compassionate grounds) w.e.f.13.04.2006.

6. The Director of Treasuries and Accounts, take necessary action to regularize the period of his dismissal due to the said punishment in terms of the provisions of F.R.54(1) and report compliance.

7. The Director of Treasuries and Accounts, A.P., Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHAMSHER SINGH RAWAT
SECRETARY TO GOVERNMENT (FP)

To
The Director of Treasuries & Accounts, A.P., Hyderabad

//FORWARDED:: BY ORDER//

SECTION OFFICER